



JOHN H. MARSHALL
jmarshall@drm.com

October 26, 2009

Mrs. Susan M. Hudson, Clerk
Vermont Public Service Board
Drawer 20, 112 State Street
Montpelier, VT 05620-2701

SUBJ: Docket No. 7404: Petition of Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc., for Approval of an Indirect Transfer of Control of Each Company, Consent to Pledge of Assets, Guarantees and Assignments of Contracts by Entergy Nuclear Vermont Yankee, LLC, and Amendment to the CPG of Entergy Nuclear Operations, Inc., to Reflect a Name Change, Replacement of \$60 Million Guarantee with \$60 Million Letter of Credit and Substitution of \$700 Million Support Agreement for Two Inter-Company Credit Facilities

Dear Mrs. Hudson:

On behalf of Entergy Nuclear Vermont Yankee, LLC, and Entergy Nuclear Operations, Inc. (together, "Entergy VY"), we are prefiling the supplemental testimony and exhibits of Mr. Dean Keller and Mr. Jay Thayer and clean and tracked versions of a revised Proposal for Decision. The prefiled testimony and exhibits support the Memorandum of Understanding ("MOU"), dated as of October 6th, 2009, between and among Entergy VY, Enexus Energy Corporation ("Enexus") and the Vermont Department of Public Service.

By this letter, Entergy VY also moves, under Rule 2.404(G)(1) of the Board's Rules of Practice, to amend Entergy VY's petition to make Enexus a petitioner. In its petition in this docket, Entergy VY acted "on behalf of" a not-yet-named company, referenced in the petition as "NewCo" and subsequently named "Enexus Energy Corporation," and two subsidiaries of NewCo as well as a subsidiary of Entergy Corporation. As Enexus is a party to the MOU, it is appropriate to amend Entergy VY's petition to make Enexus a petitioner so it will be a party in this docket, the MOU can be enforced by the Board against Enexus and Enexus will be bound by any order approving the MOU.

With this letter, we are also filing clean and tracked versions of the amendment, tracked to show changes to the initial paragraph of the petition. For clarity in the petition and because the names of NewCo and the three other subsidiaries were not known when the petition was filed, references in the petition to the following companies are to Enexus and to the three subsidiaries:

<u>Reference</u>	<u>Name of Entity</u>
"NewCo"	Enexus Energy Corporation
"Entergy ENOI Holdings, LLC"	Entergy EquaGen Holdings, LLC
"NewCo ENOI Holdings, LLC"	Enexus EquaGen Holdings, LLC
"ENOI Holdings, LLC"	EquaGen, LLC

As noted in our letter dated October 8, 2009, the MOU is a settlement with one adverse party, the Department of Public Service. The other adverse party, International Brotherhood of Electrical Workers Local Union No. 300 ("IBEW 300"), recently refiled the Memorandum of Agreement between it and Entergy VY, which is a settlement between Entergy VY and IBEW 300 addressing the employment and operational issues raised in the union's initial brief.

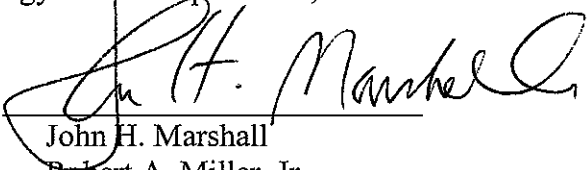
As Entergy VY has settled the issues litigated in this case with the adverse parties and has provided the Board with an evidentiary record based on which it can approve the MOU, Entergy VY respectfully requests that the Board issue its final decision and the certificates of public good sought by Entergy VY and Enexus in this docket as expeditiously as possible.

By Federal Express, we are serving one copy of this filing on each party of record as well as an electronic copy of this filing in searchable extractable pdf format.

Very truly yours,

DOWNS RACHLIN MARTIN PLLC
Attorneys for Entergy Nuclear Vermont Yankee, LLC,
Entergy Nuclear Operations, Inc and Enexus Energy Corporation

By:


John H. Marshall
Robert A. Miller, Jr.
Barclay T. Johnson

JHM:lrm/3266417.2

Enclosures

c: Service List
Walter Ferguson
Jay Thayer

Docket No. 7404 Service List

Sarah Hofmann, Esq.
Director for Public Advocacy
Vermont Department of Public Service
112 State Street – Drawer 20
Montpelier, VT 05620-2601

John H. Marshall, Esq.
Robert A. Miller, Jr., Esq.
(for Entergy Nuclear Vermont Yankee, LLC,
and Entergy Nuclear Operations, Inc.)
Downs Rachlin Martin PLLC
90 Prospect St., PO Box 99
St. Johnsbury, VT 05819

Gerald R. Tarrant, Esq.
Tarrant, Marks & Gillies
(for Utility Workers Union of America,
Local 590)
44 East State Street
P.O. Box 1440
Montpelier, VT 05601-1440

Scott H. Strauss, Esq.
Rebecca J. Baldwin, Esq.
(for Utility Workers Union of America, Local
590)
Spiegel & McDiarmid LLP
1333 New Hampshire Avenue, NW
Washington, DC 20036

Kenneth C. Picton, Esq.
Central Vermont Public Service Corporation
77 Grove Street
Rutland, VT 05701

Robert M. Fisher, Esq.
(for the Town of Brattleboro, Vermont)
Fisher & Fisher Law Offices
114 Main Street
P.O. Box 621
Brattleboro, VT 05302-0621

James P. Matteau, Executive Director
Windham Regional Planning Commission
Suite 505
139 Main Street
Brattleboro, VT 05301

Benjamin Marks, Esq.
Peter H. Zamore, Esq.
(for Green Mountain Power Corporation)
Sheehey Furlong & Behm P.C.
30 Main Street
P.O. Box 66
Burlington, VT 05402

Donald J. Rendall, Jr., Esq.
General Counsel
Green Mountain Power Corporation
163 Acorn Lane
Colchester, VT 05446

Brian Lederer, Esq.
(for International Brotherhood of Electrical
Workers)
Law Offices of Brian Lederer
3003 Van Ness St., NW, Suite W228
Washington, DC 20008

George Clain, President
IBEW Local No. 300
3 Gregory Drive
South Burlington, VT 05403-6061